

Town of Los Gatos
41 Miles Avenue, Los Gatos, CA 95030



NOTICE

to

Developers & Contractors



State of California
STORMWATER REGULATION CHANGES

This Notice is to inform you of changes to existing **Stormwater Quality Regulations**

NPDES Construction General Permit

As a result of recent state regulatory actions, effective immediately, all construction projects **disturbing an area of one (1) acre** or more are required to comply with:

State of California
“General National Pollutant Discharge Elimination System (NPDES) Permit for Discharges Associated with Construction Activities” (“Construction General Permit”)

Compliance with this permit requires ALL of the following:

- Applicant to submit a Notice of Intent (**NOI**) and pay an annual payment during the project’s construction period to : **State Water Resources Board – see website below for fee schedule**
- preparation of a Storm Water Pollution Prevention Plan (**SWPPP**)
- use of Town Approved Best Management Practices (**BMPs**) to control storm water runoff
- BMP inspection and maintenance by applicant to determine adequacy and maintenance
- File a Notice of Termination upon completion of construction

For copies of the Construction General Permit, the NOI, and additional permit and fee information consult the **State Water Resources Control Board website** at:

<http://www.swrcb.ca.gov/stormwtr/construction.html>

ADDITIONAL STORMWATER QUALITY REGULATIONS

In order to comply with the Town’s State-issued **NPDES permit, No. 01-119**, Los Gatos & other public agencies in the Santa Clara Valley are required to place additional Conditions of Approval related to storm water quality control on certain development projects. Non-exempt projects **creating or replacing 1 acre or more of impervious surface** are subject to **Group 1 Project** requirements and **Hydromodification Management Plan (HMP)** requirements (designed to control volume and duration of stormwater runoff to prevent erosion of creeks and streams). HMP guidelines are posted at www.scvurppp.org - link to “C.3.Submittals”.

As of October 20, 2005, projects belonging to certain land use categories (defined as Group 2, Tier A projects), on public or private land, creating or replacing 10,000 sq. ft. or more of combined impervious surface area, including roofs, must incorporate design, control, and engineered treatment measures. These measures are State mandated to prevent pollutants from being washed into creeks and streams by stormwater runoff from new and re-development sites. **“Group 2, Tier A” land use projects are defined as:**

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- Gas stations
- Auto wrecking yards
- Loading docks and surface parking lots containing 10,000 sq. ft. or more of impervious area
- Vehicle or equipment maintenance areas including washing and repair
- Outdoor
 - Storage or handling of hazardous waste
 - Manufacturing
 - Food handling
 - Animal care
 - Horticultural activities
 - Industrial & commercial uses where pollutant loading cannot be mitigated through other post-construction source control and site design practices

By August 15, 2006, all other Non-exempt projects (Group 2, Tier B), on public or private land, creating or replacing 10,000 sq. ft. or more of impervious surface, including roof area, must incorporate design, control, and engineered treatment measures.

Conditions of approval will include the use and maintenance of BMPs for site design and storm water treatment, which must be designed per approved numeric sizing criteria. General guidance on the selection and implementation of BMPs and Stormwater Pollution Prevention Plans can be found on the California Stormwater Quality Association website at www.cabmphandbooks.com and in C.3 Stormwater Handbook – May 2004 & May 2006 updates at www.scvurppp.org - link to "C.3.Submittals".

Each project will also require a Certification of Engineered Stormwater Treatment for New and Redevelopment Projects. Owners of properties with treatment BMPs will also be required to certify on-going operation and maintenance.

Exempt projects are defined as:

- Construction of one single-family home, which is not part of a larger common plan of development, with the incorporation of appropriate pollutant source control and design measures, and using landscaping to treat runoff from house-associated impervious surfaces such as from roofs, patios, driveways, sidewalks and similar surfaces
- Sidewalks, bicycle lanes, trails, bridge accessories, guardrails, and landscape features
- Routine maintenance and repair including roof or exterior surface replacement, pavement resurfacing, repaving and road pavement structural section rehabilitation within the existing footprint, and other reconstruction work within a public street or road right-of-way where both sides of that right-of-way are developed

For more information contact:

- **Los Gatos' Parks & Public Works Department, Engineering Program:**
(408) 399-5771 or engineering@losgatosca.gov
Fletcher Parsons - (408) 395-3460 - fparsons@losgatosca.gov